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10 Attorneys for Plaintiffs  
IRWIN UNION BANK AND TRUST COMPANY  
11 and IRWIN HOME EQUITY CORPORATION

12 UNITED STATES DISTRICT COURT

13 NORTHERN DISTRICT OF CALIFORNIA

14 IRWIN UNION BANK AND TRUST )  
COMPANY AND IRWIN HOME EQUITY )  
15 CORPORATION, )

16 Plaintiffs, )

17 v. )

18 FREEDON MORTGAGE COMPANY, )

19 Defendant. )  
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CASE NO.: C08-00472-PJH

IRWIN UNION BANK AND TRUST  
COMPANY'S MOTION FOR AN  
ORDER AND ~~PROPOSED~~ ORDER  
PERMITTING WITHDRAWAL AND  
SUBSTITUTION OF COUNSEL

(Civ. L.R. 7-11 and 11-5)

1 Pursuant to Civil Local Rules 7-11 and 11-5, Plaintiff Irwin Union Bank And Trust  
2 Company ("Irwin Union") hereby moves the Court for an order permitting the withdrawal of its  
3 counsel of record, Stephen Kaus of Cooper, White & Cooper, LLP ("Cooper") and Michael H.  
4 Gottschlich of Barnes & Thornburg, LLP ("Barnes") and the appearance of substitute counsel,  
5 David J. Berger, Jenny L. Dixon and Dominique-Chantale Alepin of Wilson Sonsini Goodrich &  
6 Rosati, P.C. ("WSGR"), on its behalf in this action. Irwin Union respectfully submits that said  
7 substitution of counsel is in the interests of justice.

8 Irwin Union, Cooper, Barnes and WSGR consent to such withdrawal and substitution of  
9 counsel.

10 Accordingly, Irwin Union respectfully requests that the Court enter an Order reflecting  
11 this change, and that all necessary changes be made to the Court's records and ECF, and that all  
12 future communications regarding this case be directed to the following:

13 DAVID J. BERGER (Bar No. 147645)  
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23 Counsel for Defendant, John K. Crossman of Zukerman Gore & Brandeis, LLP, was  
24 informed of the proposed substitution on April 1, 2008.

25 This motion is not made for purposes of delay or any other improper purpose.

26 WHEREFORE, Irwin Union respectfully requests this Court enter its Order permitting  
27 withdrawal and substitution of counsel for Irwin Union, and update the Court's records and ECF  
28 system for this case by removing as counsel of record Stephen Kaus of Cooper and Michael H.

1 Gottschlich of Barnes and substituting in their place David J. Berger, Jenny L. Dixon and  
2 Dominique-Chantale Alepin of WSGR as counsel of record for Irwin Union.

3 Dated: April 8, 2008

WILSON SONSINI GOODRICH & ROSATI  
Professional Corporation  
David J. Berger (Bar No. 147645)  
Jenny L. Dixon (Bar No. 192638)  
Dominique-Chantale Alepin (Bar No. 214648)

7 By: /s/

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*Attorneys for Plaintiffs Irwin Union Bank and Trust  
Company and Irwin Home Equity Corporation*

14 DATED: April 8, 2008

IRWIN UNION BANK AND TRUST  
COMPANY

17 By: Steven R. Schultz

Steven R. Schultz

18 Its Secretary

1 I, Jenny L. Dixon, am the ECF User whose identification and password are being used to  
2 file this IRWIN UNION BANK AND TRUST COMPANY'S MOTION FOR AN ORDER AND  
3 [PROPOSED] ORDER PERMITTING WITHDRAWAL AND SUBSTITUTION OF COUNSEL.  
4 In compliance with General Order 45.X.B, I hereby attest that David J. Berger and Steven R.  
5 Schultz have concurred in this filing.

6 Dated April 8, 2008

7 WILSON SONSINI GOODRICH & ROSATI  
Professional Corporation

8 By: Jenny L. Dixon  
9 Jenny L. Dixon

10 *Attorneys for Plaintiffs Irwin Union Bank and*  
11 *Trust Company and Irwin Home Equity*  
12 *Corporation*  
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**[PROPOSED] ORDER**

Having reviewed and considered Plaintiff Irwin Union's Motion for An Order Permitting Withdrawal and Substitution of Counsel, and good cause appearing, the Court hereby orders that Stephen Kaus of Cooper, White & Cooper, LLP ("Cooper") and Michael H. Gottschlich of Barnes & Thornburg, LLP ("Barnes") be permitted to withdraw as counsel of record for Irwin Union and David J. Berger, Jenny L. Dixon and Dominique-Chantale Alepin of Wilson Sonsini Goodrich & Rosati, P.C. ("WSGR") may appear as substitute counsel of record for Irwin Union. The Court's ECF system shall be updated to reflect these changes.

DATED: April 10, 2008

